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2020 MAY -6 AM 8:21

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MEDIATION REQUEST

May 1, 2020

VIA US MAIL

Hon. John K. Sherwood
U.S. Bankruptcy Court
M.L. King, Jr. Federal Building & Courthouse
50 Walnut Street-3rd Floor
Newark, NJ 07102

RE: In re: New England Motor Freight, Inc., et al, docketed 19-12809 (JKS)

Dear Judge Sherwood:

This firm represents Jacklyn Pullum as Administrator of the Estate of John Clavey, because of a fatal safety lapse by NEMF.

We were notified by claims counsel for Protective Insurance that Ms. Pullum's case is part of the auto liability protocol in the above referenced case. We attempted informal negotiations with Protective's claims counsel and failed to resolve the claim. The 90 days in which formal discovery was to occur has passed.

We provide the Court with this **MEDIATION REQUEST**, which we were required to file. We provide notice to each of the concerned parties by copying them on this letter. According to section C of Exhibit B-Auto Liability Protocol, there is no further action the Court need take as, "Upon filing of a mediation request by either party, the Auto Liability Claim shall automatically be referred to mandatory, non-binding mediation without further order or action of the Bankruptcy Court."

I very much hope I will not need to engage counsel to file a Motion to Compel Mediation nor for discovery issues, and I have every reason to believe the claim will be taken seriously by claims counsel. I am sensitive to the times, as things are just beginning to loosen after sheltering in place for more than 30 days, and we will work with counsel to choose a mediator and a date for mediation as is set out in the Auto Liability ADR Protocol. I believe the ABA's pronouncements on the use of technology will allow mediation to proceed in a useful and meaningful way, and my client is amenable to working towards a resolution. Even after setting a date for mediation, we will remain open to informal negotiations.

Should Your Honor have any questions, I am available at my office number. Thank you.

Sincerely,

McNEES WALLACE & NURICK LLC

A blue ink signature of D. Joseph Chapman, written in a cursive style.

By

D. Joseph Chapman

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